

REMARKS

Claims 1-4, 7-16 and 18-22 are pending in this application. Applicant has amended claims 1, 7 and 14. No new matter has been added. Applicant thanks the Examiner for allowing claims 20 and 21.

Claims 1-2, 8, 12 and 13 were rejected under 35 USC 102(e) as anticipated by Abe U.S. Patent 5,177,593. Claims 3-4, 7, 9-11, 14-16, 18-19 and 22 were rejected under 35 USC 103(a) as unpatentable over Abe, both alone and in combination with various other references. Applicant respectfully traverses these rejections with respect to the claims, as amended.

Claims 1, 7 and 14 have been amended to recite, *inter alia*, the limitation “said inner wall is exposed from said first resin member at the position where the distance from said main surface is greater than the distance from said main surface to said first top surface.”

This same combination of elements is neither disclosed nor suggested by Abe or any of the other cited references, viewed alone or in combination. According to applicant's claims, as amended, as the inner wall of the second resin member located at the position higher than the first top surface is exposed from the first resin member, light emitted from the first top surface can be reflected at the exposed portion of the inner wall. Accordingly, although the light emitted from the light-emitting element is refracted and spreads at the first top surface, the light emitted from the first top surface can be emitted frontward of the semiconductor light-emitting device. Consequently, the directivity of the light can be appropriately controlled and light with high luminance can be extracted from the semiconductor light-emitting device.

On the other hand, in Fig. 4B of Abe, the entire inner wall of the second resin member (31) is covered with the first resin member (35). Thus, the invention according to amended claims 1, 7 and 14 is different from the invention described in Abe in the configuration. As light emitted from the semiconductor light-emitting element (33) is refracted when it is emitted from the top surface of the first resin member (35), the direction of the light changes. In Abe, since there is no exposed portion of the inner wall of the second resin member (31) that corresponds to

the claimed structure as a reflecting surface above the top surface of the first resin member (35), the above-described effect of the claimed invention cannot be achieved by Abe.

Consequently, the anticipation and obviousness rejections that rely on Abe should be withdrawn.


In view of the above, each of the claims in this application is in condition for allowance. Accordingly, applicant solicits early action in the form of a Notice of Allowance.

In the event that the transmittal letter is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing Docket No. **245402008400**.

Respectfully submitted,

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